



Linda S. Adams
Secretary for
Environmental Protection

California Regional Water Quality Control Board San Diego Region

Over 50 Years Serving San Diego, Orange, and Riverside Counties
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Arnold Schwarzenegger
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NOTICE OF THIRD PRE-HEARING CONFERENCE FOR

Tentative Cleanup and Abatement Order No. R9-2005-0126

**April 25, 2008, Friday
10:00 a.m.**

**Regional Water Quality Control Board
Regional Board Meeting Room
9174 Sky Park Court
San Diego, California**

BACKGROUND

On January 30, 2006, the Presiding Officer for the pre-hearing proceedings in Tentative Cleanup and Abatement Order No. R9-2005-0126 issued a First Amended Order of Proceedings following the Second Pre-Hearing Conference held on December 6, 2005. Among other things, the First Amended Order of Proceedings established a phased schedule and process for the proceeding. On April 4, 2008, the San Diego Regional Water Quality Control Board (Regional Board) Cleanup Team released revised Tentative Cleanup and Abatement Order (CAO) No. R9-2005-0126, the draft Technical Report for Tentative CAO No. R9-2005-0126, and the Indexed Electronic Record for the proceeding. Also on April 4, 2008, the Presiding Officer for the pre-hearing proceedings, David King, noticed the commencement of Phase III of the proceeding.

THIRD PRE-HEARING CONFERENCE

The Third Pre-hearing Conference will be convened on April 25, 2008, at 10 a.m. at the Regional Board office, Regional Board Meeting Room in San Diego. The Presiding Officer will conduct the Third Pre-hearing Conference on behalf of the Regional Board. Representatives of all Designated Parties (as previously designated in the First Amended Order of Proceedings) are requested to attend and be prepared to speak to the following issue:

California Environmental Protection Agency

Timing of Phase III and all Stages within Phase III

As provided in section 3 of the First Amended Order of Proceedings, the Presiding Officer has the discretion to modify the schedule and process for the proceeding. Designated Parties may submit written comments concerning requests for extension of the schedule or revisions of the process. Written comments must comply with the First Amended Order of Proceedings, page 4, item 3, paragraph 1, which provides: "Any Designated Party may request an extension of the schedule or a revision to the process. All such requests shall include specific reasons why the existing schedule and process are insufficient and a specific explanation about how the Designated Party intends to take advantage of the requested additional time or revised process."

Written comments must be received by the Regional Board Advisory Team by **5:00 p.m. on Tuesday, April 22, 2008**. As provided in the First Amended Order of Proceedings, Designated Parties are also required to distribute their written comments electronically to the Regional Board Advisory Team and all Designated Parties, including the Regional Board Cleanup Team.

The Presiding Officer intends to issue a tentative ruling regarding modification to the schedule and process after receiving written comments but prior to the pre-hearing conference. The Designated Parties will have an opportunity to comment on the tentative ruling at the pre-hearing conference. The Presiding Officer will make a final ruling at or following the pre-hearing conference.

OPEN TO THE PUBLIC

The Third Pre-hearing Conference will be open to the public, but only Designated Parties will be permitted to participate. The goal of pre-hearing conference is to ensure that the hearing(s) on the Tentative CAO proceed in an orderly and prompt manner. There will be no discussion of the merits of the Tentative CAO. To ensure an accurate record, the conference proceedings will be recorded on audio tape. Additional pre-hearing conferences may be scheduled if necessary.

IF YOU HAVE ANY QUESTIONS

Questions concerning the Third Pre-Hearing Conference may be addressed to Frank Melbourn at the Regional Board's mailing address; email fmelbourn@waterboards.ca.gov and telephone number 858-467-2973.

Directions to Regional Board Pre-Hearing Conference
Regional Water Quality Control Board
9174 Sky Park Court

April 25, 2008

San Diego, CA 92123
Main Telephone Number 858-467-2952

From Downtown: I-15 north - take the Aero Drive exit - turn left (west). Proceed to the 3rd stoplight, which is Ruffin Road -- turn right. Turn left on Sky Park Court (stoplight). Our building is located at the end of the court -- veer right into the parking lot.

From the North: I-15 south - take Balboa Avenue exit - turn right (west). Proceed to the 2nd stoplight, which is Ruffin Road - turn left. Turn right on Sky Park Court (stoplight). Our building is located at the end of the court -- veer right into the parking lot.


John H. Robertus, Executive Officer

Dated: 15 April, 2008